

Docket No.: B0801.70356US01
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Bucki et al.
Serial No.: 10/574,034
Confirmation No.: 9154
Filed: May 2, 2007
For: METHODS OF USING GELSOLIN TO TREAT OR PREVENT
BACTERIAL SEPSIS (BUCKI)
Examiner: S. J. Devi
Art Unit: 1645

Certificate of Electronic Filing Under 37 CFR 1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: November 19, 2009

Signature: Paula J. Bramwell (Paula J. Bramwell)

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement set forth in the Office Action dated June 19, 2009, Applicant hereby elects Group III (Claims 40-42) for continued examination.

As further required by the Examiner, Applicant further elects the following species:

- (1) Blood; and
- (2) *In vivo*.

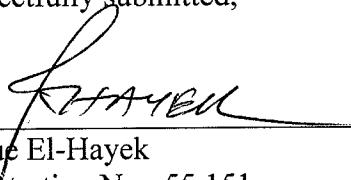
The species election is made with the understanding that it is required for searching purposes only and that all species will be considered should the generic claim be found to be allowable under 37 C.F.R. §1.141(a). Claims 40-42 are believed to represent a grouping encompassing the elected species.

Having made the election, Applicant expressly reserves the right to file one or more continuing applications on the subject matter of the non-elected claims.

If there is a fee occasioned by this response, including an extension fee, that is not covered by the credit card payment, please charge any deficiency to Deposit Account No. 23/2825.

Dated: November 19, 2009

Respectfully submitted,

By 
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